

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

REBECCA GARTENBERG, PERIE
HOFFMAN, JACOB KHALILI, GABRIEL
KRET, TAYLOR ROSLYN LENT,
BENJAMIN MEINER, MICHELLE
MEINER, MEGHAN NOTKIN, GILA
ROSENZWEIG, and ANNA WEISMAN

Plaintiffs,

v.

THE COOPER UNION FOR THE
ADVANCEMENT OF SCIENCE AND
ART

Defendant.

Case No. 24-cv-2669

**DECLARATION OF LISA E. CLEARY
IN SUPPORT OF THE COOPER UNION
FOR THE ADVANCEMENT OF
SCIENCE AND ART'S MOTION TO
DISMISS AND MOTION TO STRIKE**

I, Lisa E. Cleary, declare and state as follows:

1. I am an attorney admitted to practice in the State of New York, a member of the law firm, Patterson Belknap Webb & Tyler LLP, and counsel for Defendant The Cooper Union for the Advancement of Science and Art (“Cooper Union”) in the above-captioned action. I am familiar with the facts set forth in this declaration. I am competent and willing to testify to the matters contained in this declaration. I submit this declaration in support Cooper Union’s Motion to Dismiss Plaintiffs’ Complaint and Motion to Strike certain of Plaintiffs’ requests for reliefs.

2. Attached as Exhibit 1 is a true and correct copy of the transcript of a press conference held by Mayor Eric Adams and his administration on October 26, 2023, entitled “Transcript: Mayor Adams Makes Public Safety-Related Announcement With NYPD Commissioner Caban,” which includes a public briefing made by John Chell, Chief of Patrol of

the New York Police Department, addressing the protest that occurred on October 25, 2023 at the Cooper Union campus, found at <https://www.nyc.gov/office-of-the-mayor/news/820-23/transcript-mayor-adams-makes-public-safety-related-announcement-nypd-commissioner-caban>.

3. Attached as Exhibit 2 is a true and correct copy of President Sparks's Message to the Cooper Union community on the Student Protest dated October 25, 2023, found at <https://cooper.edu/about/president/sparks/messages/message-president-sparks-student-protests>.

4. Attached as Exhibit 3 is a true and correct copy of President Sparks's and Alumni Association President Ron Vogel's Message to Cooper Union Alumni dated October 31, 2023, found at <https://cooper.edu/alumni/message-laura-sparks-president-cooper-union-and-ron-vogel-president-cooper-union-alumni>.

5. Attached as Exhibit 4 is a true and correct copy of President Sparks's Message to the Cooper Union community, entitled "Charting A Path Forward Together: Plans for Safety, Well-being, and Learning at The Cooper Union" dated November 3, 2023, found at <https://cooper.edu/about/president/sparks/messages/charting-path-forward-together-plans-safety-well-being-and-learning-cooper-union>.

6. Attached as Exhibit 5 is a true and correct copy Cooper Union's Policy Upholding Human Rights and Title IX Protections, found at <https://cooper.edu/sites/default/files/uploads/assets/site/files/2020/Cooper-Union-Policy-Upholding-Human-Rights-Title-IX-Protections.pdf>.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Dated: July 3, 2024
New York, New York

By: /s/ Lisa E. Cleary
Lisa E. Cleary